

Docket No. F-8518

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Takashi IKI, et al.
Serial No. : 10/518,986
Filed : December 21, 2004
For : PAPER FEED ROLLER AND FABRICATION
METHOD THEREOF
Group Art Unit : (Not yet known)
Examiner : (Not yet known)
Confirmation No. : 7021
Customer No. : 000028107

DECLARATION

Sir:

Toshiji SUGA hereby makes the following Declaration in relation to the
above-identified U.S. Patent Application.

- (1) I reside at 1-59, Ooharano Higashi Sakaidani-cho
3-chome, Nishikyo-ku, Kyoto-shi, Kyoto-hu 610-1143, Japan

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(2) SUNCALL CORPORATION, a corporation of Japan located at 14, Umezu Nishiura-cho, Ukyo-ku, Kyoto-shi, Kyoto, 615-0917, Japan, is the owner of this U.S. application Serial No. 10/518,986.

(3) I have been employed by SUNCALL CORPORATION since April 1, 1968, and I have been team leader of the Intellectual Property Management team of SUNCALL CORPORATION since April 1, 2001.

(4) The inventors of this U.S. application Serial No. 10/518,986 are Takashi IKI and Kazuhiro OOSAKI.

(5) This U.S. Application is a National Stage Application of International Application PCT/JP2002/011181 filed October 28, 2002 which was published as WO 2004/007324 (a copy of the cover page of this publication is attached hereto as Exhibit A).

(6) Mr. Oosaki passed away on or about June 26, 2004. In view thereof, at about 2 pm on April 11, 2005, I telephoned his wife, Mrs. Oosaki, and asked her to sign the Declaration (Exhibit B) and

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Assignment (Exhibit C) for this U.S. application. (In the Declaration (Exhibit B) on page 5 and in the Assignment (Exhibit C) on page 2, the Japanese handwriting reads: "Please sign in English and mark the date you sign it. (For example: May 16, 2005".) Mrs. Oosaki replied that she would go to the front gate of the offices of SUNCALL CORPORATION at 14, Umezu Nishiura-cho, Ukyo-ku, Kyoto-shi, Kyoto, 615-0917, Japan, in order to receive and sign the Declaration (Exhibit B) and Assignment (Exhibit C). On April 11, 2005, at about 4pm Mrs. Oosaki arrived at the front gate of SUNCALL CORPORATION and the Declaration (Exhibit B) and Assignment (Exhibit C) were handed to her along with a letter in Japanese (Exhibit D) dated April 11, 2005. This occurred at about 4 pm on April 11, 2005. Attached hereto as Exhibit (E) is an English translation of Exhibit (D). In the English translation (Exhibit E), "Heisei 17 4/11" means April 11, 2005.

- (7) On April 11, 2005 at about 4:45 pm I telephoned Mrs. Oosaki and she asked "can the successor get something when some profit was obtained to the company?". I replied "As to the Japanese application and the PCT application, the right to obtain patent was

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already assigned to the company from Mr. Oosaki. With regard to the remuneration, this was already paid to him at that time." Enclosed is the Japanese language Assignment (Exhibit F) dated November 5, 2002 along with an English translation (Exhibit G) thereof. In such Assignment, the Japanese application 2002-200693 (which is the Japanese priority application for the instant U.S. application) was assigned to SUNCALL KABUSHIKI KAISHA which is the Japanese name for SUNCALL CORPORATION. The remuneration for the Assignment was paid to Mr. Oosaki on November 30, 2002.

- (8) On May 12, 2005, I mailed a copy of the Declaration (Exhibit B), a copy of the Assignment (Exhibit C) along with a covering letter dated May 12, 2005, (Exhibit H) to Mrs. Oosaki to her last known address at 19-1, Hirota 3-chome, Shino-cho, Kameoka-shi, Kyoto-hu 621-0834, Japan. Attached is an English translation (Exhibit I) of Exhibit H. The aforesaid letter was sent by registered mail and included an envelope with stamps for sending it back. The mail receipt dated May 12, 2005 is attached hereto (Exhibit J) along with an English translation (Exhibit K). In the English translation

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(Exhibit K) "Heisei 17 5/12" means May 12, 2005. The mail was transferred to UKYO post office from KAMEOKA post office due to the new residence of Mrs. Oosaki. I do not know Mrs. Oosaki's new address to which KAMEOKA post office delivered the mail to Mrs. Oosaki.

(9) Mrs. Oosaki received the documents from the UKYO post office at 8:37 am on May 15, 2005. This was acknowledged by a telephone call June 3, 2005 to the UKYO post office by Mr. Shigeo TINO who is a staff member of the general affairs section of SUNCALL CORPORATION. I requested Mr. Shigeo TINO to make the telephone call to the UKYO post office on June 3, 2005.

(10) On June 7, 2005 at about 9:00 am, I telephoned Mrs. Oosaki to make an appointment with her to explain the situation and to ask her to sign the Declaration and Assignment form. She promised to meet me at 2:00 pm on that date. On June 7, 2005 at about 2:00 pm, Mrs. Oosaki telephoned me and she asked that the meeting be held on another day. I asked her to meet me at one of the following times (and asked her to let me know the next day by telephone): (a)

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day of June 9, 2005, (b) the afternoon of June 14, 2005 or (c) the afternoon of June 15, 2005. She never telephoned me back nor did she otherwise respond. Subsequently, communication between me and Mrs. Oosaki was terminated.

- (11) In view of the above circumstances, it is respectfully requested that the Patent Office grant the Petition.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date January 17, 2006Signature Toshiji Suga
Toshiji Suga

FJJ/cj

Enc. Exhibit (A) Cover page of WO2004/007324
(B) Declaration
(C) Assignment
(D) Japanese letter dated April 11, 2005
(E) English translation of Exhibit (D)
(F) Japanese Assignment dated November 5, 2002
(G) English translation of Exhibit (F)
(H) Japanese letter to Mrs. Oosaki dated May 12, 2005
(I) English translation of Exhibit (H)
(J) Mail receipt dated May 12, 2005
(K) English translation of Exhibit (J)